

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



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LIZABETH J. AUGUSTINE,

: ECF case

Plaintiff,

: Case No. 07 Civ. 8362 (RWS)(DFE)

- against -

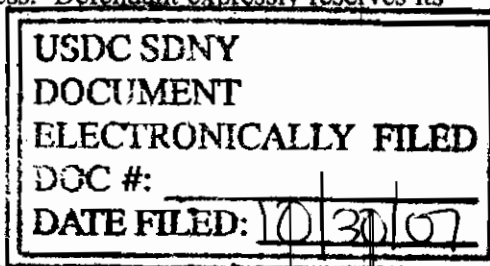
AXA FINANCIAL, INC. d/b/a
AXA EQUITABLE LIFE INSURANCE CO.

: **STIPULATION AND**
: **ORDER EXTENDING**
: **DEFENDANT'S TIME TO**
: **RESPOND TO COMPLAINT**

Defendant.
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IT IS HEREBY stipulated and agreed by and between the attorneys for the parties that the time for Defendant AXA Equitable Life Insurance Company (incorrectly named in the caption as "AXA Financial, Inc. d/b/a AXA Equitable Life Insurance Co.") to answer, move or otherwise respond to the complaint herein is extended to and including November 16, 2007. Defendant hereby waives any defense it may otherwise have been able to assert pursuant to Fed. R. Civ. P. 12(b)(2), 12(b)(4), or 12(b)(5) based on a lack of personal jurisdiction, insufficiency of process, or insufficiency of service of process. Defendant expressly reserves its right to assert any and all other defenses it may have.

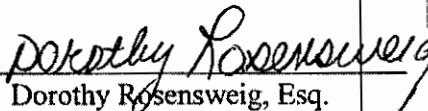
Dated: October 22, 2007



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SO ORDERED:



Hon. Robert W. Sweet, U. S. D. J.
10-30-07